

State of Utah
Administrative Rule Analysis

NOTICE OF PROPOSED RULE OR CHANGE

The agency identified below in box 1 provides notice of proposed rule or change pursuant to Utah Code Subsections 63-46a-4(2) and (4). Please address questions regarding information on this notice to the agency. The full text of all rule filings is published in the *Utah State Bulletin* unless excluded because of space constraints. The full text of all rule filings may also be inspected at the Division of Administrative Rules.

State of Utah Division of Administrative Rules (DAR) 4120 State Office Building; 450 North Main PO Box 141007 Salt Lake City, UT 84114-1007 Phone: (801) 538-3218, FAX: (801) 538-1773 State E-mail: <i>asdomain.asitmain.rules</i>	DAR file no.:	
	Utah Admin. Code ref. (R no.):	R156-47b-202
	Date filed:	
	Time filed:	
	Received by:	

1. Department:	Commerce
Agency:	Occupational and Professional Licensing
Room no., building:	Heber M. Wells Building - 4th Floor
Street address:	160 East 300 South
Mailing address:	PO Box 146741
City, state ZIP:	Salt Lake City UT 84114-6741
Contact person:	Clyde Ormond
Telephone:	(801) 530-6254
FAX:	(801) 530-6511
Internet E-mail:	cormond@utah.gov

(Interested persons may inspect this filing at the above address or at DAR between 8:00 a.m. and 5:00 p.m. on business days.)

2. Title of rule or section (catchline):
Message Therapy Education Peer Committee

3. Type of notice:			
Proposed rules	<input type="checkbox"/> New	<input checked="" type="checkbox"/> Amendment	<input type="checkbox"/> Repeal
	<input type="checkbox"/> Repeal and reenact		
Other rule types	Change in proposed rule (changes original proposed rule file no.: <input type="text"/>)		

4. Purpose of the rule or reason for the change:
To establish an educational peer committee to assist the Division and the Utah Board of Massage Therapy to establish standards and to review massage school curriculums as required in Subsection 58-47b-302(2)(e)(i)(A).

5. This rule or change is a response to comments by the Administrative Rules Review Committee.	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
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6. Summary of the rule or change:
Section 202 is added to create a Massage Therapy Education Peer Committee. The new section defines the purpose of the committee and the composition of the committee.

7. Aggregate anticipated cost or savings to:	
State budget:	The Division will incur minimal costs, less than \$75.00, to reprint this rule once this proposed amendment is made effective. Any costs incurred will be absorbed in the Division's current budget. Even though the proposed amendment creates an advisory peer committee, there will be no additional costs to the Division involved with the committee since committee members perform their duty as a public service.
Local government:	Proposed amendment does not apply to local governments.

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Other persons:	Even though the proposed amendment creates an advisory peer committee, there will be no additional costs to any massage therapy licensee or any other person involved with the committee since committee members perform their duty as a public service. This proposed amendment will aid the Division to more efficiently address the requirement to set standards for and approving the curriculums of massage schools within Utah. The establishment is an aid to the Board and Division and does not increase any costs to the massage schools.		
8. Compliance costs for affected persons ("person" means any individual, partnership, corporation, association, governmental entity, or public or private organization of any character other than an agency):			
Even though the proposed amendment creates an advisory peer committee, there will be no additional costs to any massage therapy licensee or any other person involved with the committee since committee members perform their duty as a public service. This proposed amendment will aid the Division to more efficiently address the requirement to set standards for and approving the curriculums of massage schools within Utah. The establishment is an aid to the Board and Division and does not increase any costs to the massage schools.			
9. Comments by the department head on the fiscal impact the rule may have on businesses:			
There appears to be no fiscal impact to businesses as a result of this rule change. Ted Boyer, Executive Director			
10. This rule or change is authorized or mandated by state law, and implements or interprets the following state and federal laws.			
State code or constitution citations (required):		Section 58-47b-101 and Subsections 58-1-106(1)(a) and 58-1-202(1)(a)	
Federal citations (optional):			
11. This rule or change adds or updates an incorporated reference (submit a copy to DAR):			<input type="checkbox"/> Yes <input checked="" type="checkbox"/> X <input type="checkbox"/> No
Reference title and date of issue or edition:			
12. The public may submit written or oral comments to the agency identified in box 1. (The public may also request a hearing by submitting a written request to the agency. The agency is required to hold a hearing if it receives requests from ten interested persons or from an association having not fewer than ten members. Additionally, the request must be received by the agency not more than 15 days after the publication of this rule in the <i>Utah State Bulletin</i> . See Section 63-46a-5 and Rule R15-1 for more information.)			
Comments will be accepted until 5:00 p.m. on (mm/dd/yyyy):		05/15/2003	
A public hearing (optional) will be held on (mm/dd/yyyy):		at (time):	
at (place):			
13. This rule or change may become effective on (mm/dd/yyyy):		05/16/2003	
14. Indexing information - keywords (maximum of four, in lower case):			
licensing, massage therapy			
15. Indexing information - affected industries (two-digit SIC codes):			
n/a			
16. Attach a WordPerfect document containing the text of this rule or change (filename):			R156-47b.pro
To the agency: Information requested on this form is required by Sections 63-46a-4, 5, 6, and 10. Incomplete forms may be returned to the agency for completion, possibly delaying publication in the <i>Utah State Bulletin</i> , and delaying the first possible effective date.			
AGENCY AUTHORIZATION			
Agency head or designee, and title:	J. Craig Jackson, Director	Date (mm/dd/yyyy):	03/27/2003

R156. Commerce, Occupational and Professional Licensing.

R156-47b. Massage Therapy Practice Act Rules.

R156-47b-202. Massage Therapy Education Peer Committee.

(1) There is created under Subsection 58-1-203(1)(f), the Massage Therapy Education Peer Committee.

(a) The Education Peer Committee shall:

(i) advise the Utah Board of Massage Therapy regarding massage therapy educational issues;

(ii) recommend to the Board standards for massage school curriculums, apprenticeship curriculums, and animal massage training; and

(iii) periodically review the current curriculum requirements.

(b) The composition of this committee shall be:

(i) two individuals who are instructors in massage therapy;

(ii) two individuals, one who represents a professional massage therapy association, and one who represents the Utah Committee of Bodywork Schools; and

(iii) one individual from the Utah State Office of Education.

KEY: licensing, massage therapy

[~~January 16,~~]2003

Notice of Continuation February 26, 2001

58-47b-101

58-1-106(1)(a)

58-1-202(1)(a)